

Decision Record
U.S. Department of the Interior
Bureau of Land Management, Spokane District
Wenatchee Field Office
915 Walla Walla Avenue
Wenatchee, WA 98801

1. Background

Swauk Valley Ranch (WAOR-67505) requested a right-of-way for an existing road to private property. This existing access road right-of-way is approximately 400-feet in length by 4-feet in width for a total of approximately 0.367 acres on public land. No new ground disturbance is proposed. No additional rights will be authorized.

2. Decision

I have decided to authorize a right-of-way with the terms and conditions to the applicant, in accordance with 516 DM 11.9.E(16) Acquisition of easements for an existing road or issuance of leases, permits, or rights-of-way for the use of existing facilities, improvements or sites for the same or similar purposes.

3. Authority and Rationale for Decision

Title V of the Federal Land Policy and Management Act of October 21, 1976 (90 Stat. 2776; 43 R.S.C. 1761). Because this is an existing access road, it is the most environmentally responsible action. DOI-BLM-OR-124-2015-0025-CX: This decision will not cause significant impacts to the environment.

4. Administrative Review or Appeal Opportunities

This decision may be appealed to the Interior Board of Land Appeals, Office of the Secretary, in accordance with the regulations contained in 43 CFR, Part 4. To appeal you must file a notice of appeal at the BLM Wenatchee Field Office, 915 N. Walla Walla Ave., Wenatchee, Washington 98801, within 30 days from receipt of this decision. The appeal must be in writing and delivered in person, via the United States Postal Service mail system, or other common carrier, to the Wenatchee Field Office as noted above. The BLM does not accept appeals by facsimile or email. The appellant has the burden of showing that the decision appealed from is in error.

If you wish to file a petition pursuant to regulation 43 CFR 4.21 (58 FR 4939, January 19, 1993) for a stay of the effectiveness of this decision during the time that your appeal is being reviewed by the Board, the petition for a stay must accompany your notice of appeal. Except as otherwise provided by law or other pertinent regulation, a petition for a stay of decision pending appeal shall show sufficient



justification based on the following standards: (a) The relative harm to the parties if the stay is granted or denied, (b) The likelihood of the appellant's success on the merits, (c) The likelihood of immediate and irreparable harm if the stay is not granted, and (d) Whether the public interest favors granting the stay.

Copies of the notice of appeal and petition for a stay must also be submitted to each party named in this decision and to the Interior Board of Land Appeals and to the Office of the Solicitor (see 43 CFR 4.413); Regional Solicitor, Pacific Northwest Region, U.S. Department of the Interior, 805 SW Broadway, Suite 600, Portland, OR 97205; at the same time the original documents are filed with this office.

/s/ Linda Coates-Markle

10/28/15

Linda Coates-Markle
Field Manager

Date

Attached: Project Map
Categorical Exclusion Documentation